IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 443 OF 2004
IN
SECOND APPEAL NO.455 OF 1984

Sadashiv Hamdev Khandagale. ... Applicant.
Versus.
Balasaheb Krishna Khandagale & ors. ... Respondents.

Shri M.R.Katikar for the Applicant.

CORAM : ABHAY S. OKA, J.

DATED : 13th January, 2005.

P.C.:

1. Perused the Application. In view of the averments made in the Application, the same is allowed in terms of prayer clauses (a) and (b).

2. Issue notice of Second Appeal to the Respondent No.6 returnable on 4th March 2005. In addition to service through Court, the Advocate for the Appellant is directed to serve private notice. Service affidavit to be filed one week before the returnable date. If the notice is not served by returnable date, the Second Appeal will stands dismissed for want of prosecution as against Respondent No.6 without further reference to Court.

Judge.